

BIRCH, STEWART, KOLASCH & BIRCH, LLP

INTELLECTUAL PROPERTY LAW

8110 GATEHOUSE ROAD
SUITE 100 EAST
FALLS CHURCH, VA 22042-1248
USA

OTHER OFFICES:
CARLSBAD, CALIFORNIA
COSTA MESA, CALIFORNIA
LOS ANGELES, CALIFORNIA

(703) 205-8000
FAX: (703) 205-8050
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.com

16834 U.S. PTO
10/751417



010604

Date: January 6, 2004

Docket No.: 0033-0916P

MS PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/694,812 filed on October 24,
2000, the entire contents of which are hereby incorporated by
reference,
by

Shinichi MIYAZAKI, Osamu TODA

for

METALLIC CORD AND PNEUMATIC TIRE EMPLOYING THE METALLIC CORD

1. Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).

13281 U.S.PTO
010604

Docket No. 0033-0916P

2. The filing fee has been calculated as follows:

		LARGE ENTITY	SMALL ENTITY
BASIC FEE		\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE
TOTAL CLAIMS	2-20 =	0	x 18 = \$0.00
INDEPENDENT CLAIMS	1-3 =	0	x 86 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00
		TOTAL	\$770.00
			\$0.00

3. A check in the amount of \$770.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5. Enclosed is/are three (3) sheet(s) of formal drawings and/or photographs.

6a. A statement claiming small entity status was filed in prior Application No. 09/694,812 on _____. See the attached copy of the statement claiming small entity status.

6b. The current application qualifies for small entity status.

7. The prior application is assigned to Sumitomo Rubber Industries, Ltd.

8. A Preliminary Amendment is enclosed.

9a. Priority of Application No(s). 11-302462 and 11-312142 filed in Japan on October 25, 1999 and November 2, 1999, respectively is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on January 22, 2001.

9b. Priority of International Appln. _____ filed on _____ under the Patent Cooperation Treaty and _____

Application No. filed in on under 35
U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000
or
Customer No. 02292

12. An extension of time for () month(s) until has been submitted in parent Application No. 09/694,812 in order to establish co-pendency with the present application.

13. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Edward H. Valance #18986
for Joseph A. Kolasch, #22,463

JAK/EHV/bsh
0033-0916P

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

Attachment(s)

(Rev. 10/30/03)